

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No: 20014/38779-A

CONTINUING APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450



Sir:

This is a request under 37 CFR 1.53(b) for filing a

☒ continuation application.

☐ divisional application.

1. Particulars of Prior Application

Application Serial No: 10/431,079

Filed on: May 7, 2003

Title: PLAY GYMS AND METHODS OF OPERATING
THE SAME

Art Unit: 3673

Examiner: Not Yet Assigned

Prior Docket No.: 20014/38779

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this Continued Prosecution Application Request Transmittal Under 37 CFR 1.53(b) and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **December 1, 2003**, in an envelope addressed to the Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. **EL 995292592 US**.

A handwritten signature in black ink, appearing to read "C. Wheeler", written over a horizontal line.
Charissa Wheeler

2. This request is filed by:

| | | | |
|--------------------------------|---|---|--|
| 1. Full Name of Inventor | Family Name Myers | First Given Name Peter | Second Given Name J. |
| Residence & Citizenship | City Wheaton | State or Foreign Country Illinois | Country of Citizenship U.S.A. |
| Post Office Address | Post Office Address 623 E. Willow Avenue | City Wheaton | State & Zip Code/Country Illinois 60187 |

| | | | |
|--------------------------------|--|---|--|
| 2. Full Name of Inventor | Family Name Sejnowski | First Given Name Joseph | Second Given Name Paul |
| Residence & Citizenship | City North Kingstown | State or Foreign Country Rhode Island | Country of Citizenship U.S.A. |
| Post Office Address | Post Office Address 171 Wickford Point Road | City North Kingstown | State & Zip Code/Country Rhode Island 02852 |

| | | | |
|--------------------------------|---------------------|-----------------------------|--------------------------|
| 3. Full Name of Inventor | Family Name | First Given Name | Second Given Name |
| Residence & Citizenship | City | State or Foreign Country | Country of Citizenship |
| Post Office Address | Post Office Address | City | State & Zip Code/Country |

| | | | |
|--------------------------------|---------------------|-----------------------------|--------------------------|
| 4. Full Name of Inventor | Family Name | First Given Name | Second Given Name |
| Residence & Citizenship | City | State or Foreign Country | Country of Citizenship |
| Post Office Address | Post Office Address | City E | State & Zip Code/Country |

☐ This application is being filed by less than all the inventors named in the prior application. An accompanying statement requests deletion of the name(s) of the person(s) who are not inventors of the invention being claimed in this application.

3. Amendments

- ☐ Amend the specification by inserting before the first line the sentence:
-- This patent issues from a divisional/continuing application which claims
priority from U.S. Patent Application Serial No. _____ which was filed
on _____.--
- ☐ Cancel claims _____ in the prior application before calculating the filing fee.
- ☒ A letter is enclosed.
- ☒ An executed declaration is enclosed.
- ☐ The filing fee is based upon entry of the foregoing amendment(s) (if any).

4. Incorporation By Reference

The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

5. Priority

- ☐ Priority of application No. _____, filed _____ is claimed under 35 USC 119.
- ☐ The certified copy(ies) was(were) filed in prior U.S. application Serial Nos. _____ and _____.
- ☐ The certified copy has not been filed.

6. Assignment

- ☐ The prior application is assigned of record to _____ and has been recorded at Reel No. _____, Frame No. _____.

7. **Small Entity Status**

- ☐ A small entity statement is(are) attached.
- ☒ Small entity status has been established in the prior nonprovisional application and such status is still proper and desired.
- ☐ Small entity status has not been established.

8. **Fee Calculation**

| CLAIMS AS FILED - INCLUDING AMENDMENT(S) (IF ANY) | | | | | | |
|---|-----------|-----------|--------------|----------|---------------------------|----------|
| | | | SMALL ENTITY | | OTHER THAN A SMALL ENTITY | |
| | NO. FILED | NO. EXTRA | RATE | FEE | RATE | FEE |
| BASIC FEE | | | | \$385.00 | | \$770.00 |
| TOTAL | 45 -20 | 25 | X 9 = | \$225.00 | X 18 = | |
| INDEP. | 9- 3 | 6 | X 43 = | \$258.00 | X 86 = | |
| * First Presentation of Multiple Dependent Claim | | | + 145 = | | + 290 = | |
| Filing Fee: | | | | \$868.00 | OR | |

9. **Method of Payment of Fees**

- ☒ Attached is a check in the amount of: \$868.00
- ☐ Charge Deposit Account No. 50-2455 in the amount of: \$ _____
A copy of this Transmittal is enclosed.

10. **Deposit Account and Refund Authorization**

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 50-2455. A copy of this Transmittal is enclosed.

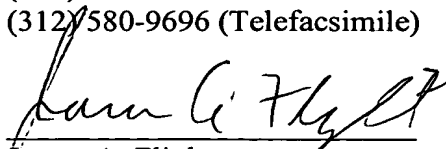
Please refund any overpayment to Grossman & Flight, LLC at the address below.

Please direct all future communications to James A. Flight, at the address below.

Respectfully submitted,

GROSSMAN & FLIGHT, LLC
20 North Wacker Drive
Suite 4220
Chicago, Illinois 60606
(312) 580-1020
(312) 580-9696 (Telefacsimile)

By:


James A. Flight

Registration No.: 37,622

December 1, 2003

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

Applicant:

Myers et al.

Serial No.: Not Yet Assigned

Filed: **December 1, 2003**

For: **PLAY GYMS AND METHODS OF
OPERATING THE SAME**

Group Art Unit: 3673

Examiner: Not Yet Assigned

) I hereby certify that this paper is being
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) Label No. **EL 995292592 US** on this
) date:

) **December 1, 2003**

) 
) _____
) Charissa Wheeler

LETTER

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

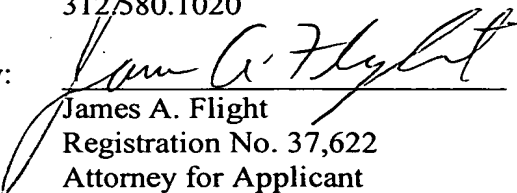
Sir:

This continuation application is being filed to correct an error in the inventorship of the parent application. To the knowledge of the undersigned, the inventorship error was made without deceptive intent. The parent case will be abandoned without prejudice after this continuation case is granted a filing date.

Respectfully submitted,

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20 North Wacker Drive
Suite 4220
Chicago, Illinois 60606
312.580.1020

By:


James A. Flight
Registration No. 37,622
Attorney for Applicant

December 1, 2003